

In the United States District Court
Southern District of Indiana
Indianapolis Division

Nathan Strickling, pro-se
Plaintiff,
v.

DR. Alfred Talons, DR. Watson, |

DR. Mitchiff, sued in their individual
& official capacities, and Correctional, Jury Trial RECEIVED
Medical Service, sued in their official
Capacity. Defendants |

Complaint

SOUTHERN DISTRICT
CORRECTIONAL DOCS
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2008-01-163-LJM-TAB

Preliminary Statement

This is a Civil Rights action filed by Nathan Strickling, a State prisoner, for damages and injunctive relief under 42 U.S.C. § 1983, alleging Denial of proper medical care and Deliberate indifference in violation of the Eighth amendment to the United States Constitution.

Jurisdiction

1.) The Court has jurisdiction over plaintiffs' claims of violation of federal Constitutional Rights under 42 U.S.C. §§ 1331(a) and 1343.

Parties

2.) The plaintiff Nathan Strickling, was incarcerated at the Wabash Valley Correctional facility during the events described in this complaint.
3.) DR. Alfred Talons and DR. Watson are medical doctors employed Correctional Medical Service at Wabash Valley Correctional Facility. They are sued in their individual & official capacities.

4.) DR. Mitchiff is the medical Administrator at wabash valley employed by CORRECTIONAL Medical Service, and is generally Responsible for ensuring the provision of medical care to prisoners and specifically for scheduling medical appointments outside the prison when prisoners' needs specialized treatment or evaluation. He is sued in his individual and official capacities.

5.) CORRECTIONAL medical Service is a private contractor employed by the Indiana Department of Corrections to provide medical care to all state prisoners. They are sued in their official Capacities.

b.) All defendants have acted, and continue to act, under color of law in violation of the United States Constitution at all times Relevant to this complaint.

Facts

7.) Defendant Talons took plaintiff off of all of his pain medication for his eye. shortly after plaintiff was transferred to wabash valley CORRECTIONAL facility from the State prison.

8.) Plaintiff was prescribed hydrocodone 500mg for pain by his private health care provider and by the CORRECTIONAL Medical Services' Doctor at the Indiana State PRISON.

9.) Defendant Talons put plaintiff on mobic (a drug for rheumatoid arthritis) that did nothing for the sever pain in plaintiffs eye.

10.) Shortly after taking mobic which was prescribed by Defendant Talons, plaintiff started experiencing extreme stomach pains and the vomitting of blood.

- 11.) Defendant Talons then took plaintiff off a mobic because it caused a bleeding ulcer in the plaintiff. At that time Defendant Talons prescribed Zantac for the treatment of the ulcer which plaintiff remains on until this day.
- 12.) Plaintiff has never had a ulcer until he was placed on Mobic by Defendant Talons. Now plaintiff suffers daily from extreme stomach pains caused as a result of the ulcer.
- 13.) Defendant Watson saw plaintiff for his eye approx. on month after he was taken off of mobic for a pain in his eye. At that time Defendant Watson prescribed Plaintiff Mobic, even after plaintiff informed Defendant Watson that DR. Talons had placed him on mobic but it was discontinued due to it causing a bleeding ulcer.
- 14.) Defendant Watson failed to investigate plaintiffs' claim, review plaintiffs medical chart (which documents his problem with mobic), or to consult with DR. Talons before prescribing mobic.
- 15.) Shortly after plaintiff was placed back on mobic by Defendant Watson, the medication had to be discontinued due to plaintiff suffering from extreme stomach pain & vomiting blood.
- 16.) Defendant Watson endangered plaintiffs safety, health, & life by placing him on Mobic, after the Defendant Watson was informed by plaintiff of the complications he had already experienced from the drug.
- 17.) Plaintiff was referred on at least (3) occasions to be

examined by an ophthalmologist at wishard memorial hospital for his eye. Each Referral was denied by Defendant Mitchiff.
18.) Defendant Talons refuse to prescribe an eye patch or let plaintiff wear sunglasses because plaintiff is photosensitive in his eye. Therefore plaintiff can not even go outside for his recreation.

Relief Requested

Wherefore, plaintiff request the court grant the following Relief.

- A. Issue an induction ordering defendants CORRECTIONAL Medical Service, Mitchiff, and Talons:
 - 1.) Immediately arrange for plaintiff to examined by a ophthalmologist at wishard memorial hospital as referred, and to follow all orders as prescribed by such ophthalmologist.
 - 2.) Immediately place plaintiff back on his prescribed pain medication for his eye.
 - 3.) Immediately order plaintiff be able to WEAR Sunglasses OR an eye patch outside.
- B. Award compensatory damages to plaintiff in the following amounts.
 - 1.) 200,000 Jointly and severally against Defendants Watsons and Talons.
 - 2.) 200,000 against CORRECTIONAL medical service.
 - 3.) 100,000 against Defendant Mitchiff
- C. Award punitive damages in the following amounts:
 - 1.) 500,00 against Defendant Talons

2.) 750,000 against Defendant Watson.
3.) 900,000 against Defendant Correctional Medical Service.
4.) 350,000 against Defendant Mitchiff.
D. Grant such other Relief as it may appear Plaintiff
is entitled.

I swear under oath that the foregoing is
true and correct.


4-15-08

Plaintiff

Nathan Strickling #970077
P.O. Box 1111
Carlisle, IN.
47838

Defendants

Dr. Alfred Talons and
Dr. Watson
6908 South old U.S. Hwy 41
Carlisle, IN.
47838

Correctional Medical Service
address unknown at this time.

Dr. Mitchiff
I.D.O.C.
Indiana Government Center-South
302 West Washington St.
Indianapolis, IN.

46204-2738